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OCT 10 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Kashima et al.

Serial No.: 09/870,009 Group Art Unit: 1631
Filed: May 30, 2001 Examiner: Carolyn L. Smith

For: NUCLEOTIDE SEQUENCE FOR IDENTIFYING A SOURCE OF GENETIC
INFORMATION, AND DNA AND CELL INCLUDING THE SAME

Honorable Commissioner of Patents
Alexandria, VA 22313-1450

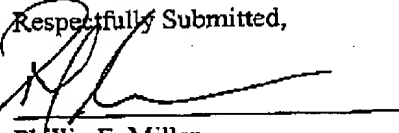
APPELLANT'S STATEMENT OF SUBSTANCE OF INTERVIEW

Sir:

Applicant provides herewith his Statement of Substance of the telephone interview which was conducted between the Examiner and Applicant on August 8, 2006.

1. Brief description of nature of exhibits/demonstrations: N/A
2. Claims discussed: N/A
3. Prior art discussed: N/A
4. Proposed amendments discussed: N/A
5. Arguments made by Applicant's representative: N/A
6. Other pertinent matters: N/A
7. Result of Interview: The Examiner indicated that she intended to raise a new ground of rejection under 35 USC §101 and inquired as to whether Appellant would prefer to receive a new Office Action or to have the new ground included in the Examiner's Answer.

Respectfully Submitted,

Date: 10/10/06
Phillip E. Miller
Reg. No. 46,060

McGinn IP Law Group, PLLC
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Vienna, VA 22182-3817
(703) 761-4100
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09/870,009
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CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that the foregoing was filed by facsimile with the United States Patent and Trademark Office, Examiner Carolyn Smith, Group Art Unit # 1631 at fax number (571) 273-8300 this 10th day of October, 2006.



Phillip E. Miller
Reg. No. 46,060

OCT 10 2006

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October 10, 2006

VIA FACSIMILE
EXPEDITED PROCEDURE

To: Examiner Carolyn Smith
Group Art Unit No. 1631
U. S. P. T. O.

Facsimile No. 571-273-8300

From: Phillip E. Miller

Facsimile No. 703-761-2375

Re: Filing of Statement of Substance of Interview
U. S. Patent Application Serial No. 09/870,009
Our Ref: YOR.418

Dear Examiner:

Enclosed please find a Statement of Substance of Interview for the interview conducted on August 8, 2006.

Thank you in advance for your kind consideration of this case.

Very truly yours,



Phillip E. Miller

PEM/jdl
Enclosure